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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/477,703	06/07/1995	MITJA V. HINDERKS	RCH-22164-G-	6328

7590

11/30/2001

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1400 K. St. NW
Suite 1000
Washington, DC 20005

EXAMINER

KAMEN, NOAH P

ART UNIT

PAPER NUMBER

3747

DATE MAILED: 11/30/2001

Please find below and/or attached an Office communication concerning this application or proceeding.

TC 5100 MAIL ROOM
12-13-2001
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APPLICATION NO/ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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41

DATE MAILED:

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Commissioner of Patents and Trademarks

NOTIFICATION OF NON-COMPLIANCE WITH THE REQUIREMENTS OF 37 CFR 1.192(c)

The brief does not contain a concise explanation of the invention defined in the claims involved in the appeal, which refers to the specification by page and line number, and to the drawing, if any, by reference characters as required by 37 CFR 1.192(c)(5). The Summary of the Invention merely gives a broad outline of the invention.

The brief does not contain arguments of the appellant with respect to each of the issues presented for review in 37 CFR 1.192(c)(6), and the basis therefor, with citations of the authorities, statutes, and parts of the record relied on as required by 37 CFR 1.192(c)(8). The brief does not contain, for each rejection under 35 U.S.C. 103, an argument which specifies the errors in the rejection and, if appropriate, the specific limitations in the rejected claims which are not described in the prior art relied upon in the rejection, and an explanation how such limitations render the claimed subject matter unobvious over the prior art. If the rejection is based upon a combination of references, the argument must explain why the references, taken as a whole do not suggest the claimed subject matter, and shall include, as may be appropriate, an explanation of why features disclosed in one reference may not be properly combined with features disclosed in another reference. A general argument that all the limitations are not described in a single reference does not satisfy the requirements of 37 CFR 1.192(c)(8)(iv).

Appellant's arguments deal with 1) The handling of the Advisory action dated 4/25/01. Specifically, arguing that the Advisory action should have entered the amendment after final dated 4/25/01. The amendment after final placed the claims in condition for allowance. 2) The appellant never received the Advisory action because of incomplete/incorrect mailing. 3) An interview should have been granted after the final rejection. 4) The examiner's error of incorrectly identifying the application as being allowed.

The above arguments are not proper for an appeal brief. Rather, they should be directed to the Office of Petitions for consideration. See MPEP 1002.

The appellant is given 1 month or 30 days to respond, which ever is longer

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Noah Kamen whose telephone number is 703 308 1945. The examiner can normally be reached on M-Th.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Henry Yuen can be reached on 308 1946. The fax phone numbers for the organization where this application or proceeding is assigned are 703 746 4547 for regular communications and 308 7766 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 308 0861.

Noah Kamen Primary Examiner Art Unit 3747

nk

November 6, 2001

A handwritten signature in black ink, appearing to read 'Noah Kamen', with a stylized, cursive script.

Noah Kamen
Primary Examiner
Art Unit: 3747